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## FERENCE & ASSOCIATES

DEC 29 2005

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## USPTO FACSIMILE COVER SHEET

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To: Commissioner for Patents  
Fax Number: (571) 273-8300  
Date: December 29, 2005  
Pages: 21 pages (including this cover sheet)

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### MESSAGE:

Application No. 09/808,423  
Examiner Natalie Pass  
Art Unit 3626

Amendment Transmittal  
Petition and Fee for Extension of Time  
Amendment

(569.005)

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*Amendment Transmittal*

Atty. Docket No. 569.005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 29 2005

In re Application of : Gene E. Nacey  
Serial No. : 09/808,423 Examiner : Natalie Pass  
Filed : March 14, 2001 Group Art Unit : 3626  
For : SYSTEM FOR COMMERCIAL FOOD MANAGEMENT

HON. COMMISSIONER OF PATENTS AND TRADEMARKS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

1.  Applicant requests an extension of time to respond to the outstanding Office Action. A Petition for an extension of time is enclosed.

OR

2.  In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

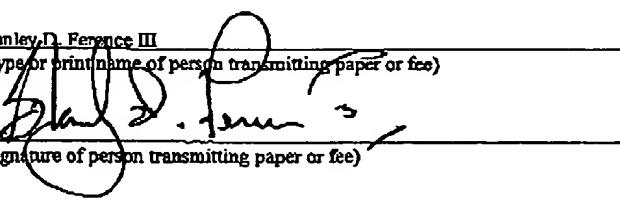
3.  Small Entity status of this application has been established by a verified statement previously submitted.

4.  A verified statement to establish Small Entity status is enclosed.

CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being facsimile transmitted on (571) 273-8300 on December 29, 2005 to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Stanley D. Ference III  
(Type or print name of person transmitting paper or fee)

  
(Signature of person transmitting paper or fee)

FERENCE & ASSOCIATES  
*Amendment Transmittal*

Atty. Docket No. 569.005

5.  Also enclosed: \_\_\_\_\_

6.  No additional filing fee is required.

7.  The filing fee has been calculated as shown below:

	Claims Remaining After Amendment (Col. 1)	Highest No. Prev. paid for (Col. 2)	Present Extra (Col. 3)	<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
Total Claims	38	** 38	- * 0	<u>RATE</u>	<u>Fee</u>	<u>RATE</u>	<u>Fee</u>
Ind. Claims	8	*** 8	- * 0	\$44	-	O x	\$88
<input type="checkbox"/> Multiple Dependent Claim Presented				\$150	-	O +	\$300
				<u>TOTAL</u>	<u>- \$</u>	O R	<u>TOTAL</u> - \$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Prev. paid for" in this space is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Prev. paid for" in this space is less than 3, write "3" in this space.

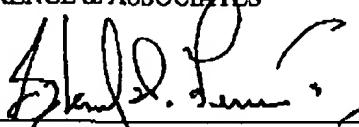
8.  Applicant encloses herewith a check for \$\_\_\_\_ to cover the filing fee.

9.  The Commissioner is hereby authorized to charge the \$\_\_\_\_ filing fee to the credit card identified on the attached Credit Card Payment Form.

10.  The Commissioner is hereby authorized to charge payment of any additional filing fees associated with this communication or credit any overpayment to the credit card identified on the Credit Card Payment Form accompanying the Petition for Extension of Time.

Respectfully submitted,

FERENCE &amp; ASSOCIATES

By   
 Stanley D. Ference III  
 Reg. No. 33,879

Dated: December 29, 2005

Mailing Address:

Customer No. 35195  
 FERENCE & ASSOCIATES  
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 Pittsburgh, Pennsylvania 15143  
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